



South Coast Air Quality Management District

21865 Copley Drive, Diamond Bar, CA 91765-4178
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*Office of the Executive Officer
Wayne Nastri, Acting
909.396.2100, fax 909.396.3340*

August 5, 2016

Mr. Richard Corey, Executive Officer
Ms. Carol Sutkus, Manager, South Coast Planning Section
California Air Resources Board
1001 "I" Street
Sacramento, CA 95814

RE: *Request to Withdraw SIP Submittal—Amendment to Rule 219*

Dear Mr. Corey and Ms. Sutkus:

As you may recall SCAQMD sent a letter dated May 31, 2016 to Ms. Deborah Jordan, Air Director EPA Region 9, requesting withdrawal of certain SIP submittals, including as Item 3 the 2004 Amendment to Rule 219. (Copy enclosed.) Upon further discussion with EPA, we have agreed that the proper reference should be to withdraw the May 2013 Amendment to Rule 219. This is because EPA interprets, and we agree, that subsequent versions of a rule, once submitted into the SIP, replace and supersede previously submitted versions that have not yet been acted upon, at least unless specified otherwise. Those previous submittals are no longer in EPA's backlog. Therefore, withdrawing the most recent version will leave the most recently SIP-approved version of Rule 219 in effect.

Please consider this letter as making the request to withdraw the May 2013 amendment to SCAQMD Rule 219. Thank you for your assistance.

Sincerely,

Wayne Nastri
Acting Executive Officer

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Enclosure: As noted

cc: Deborah Jordan, EPA Air Director Region 9
Andrew Steckel, EPA Region 9
Philip M. Fine, Ph.D., Deputy Executive Officer
Barbara Baird, Chief Deputy Counsel
Henry Hogo, Assistant Deputy Executive Officer



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May 31, 2016

Ms. Deborah Jordan
Air Director, Region 9
U.S. Environmental Protection Agency
75 Hawthorne Street (AIR-1)
San Francisco, CA 94105

Re: Request to Withdraw SIP submittals

Dear Ms. Jordan:

In response to our conversations and your e-mail of April 13, 2016, the South Coast Air Quality Management District respectfully requests that the following SIP submittals be withdrawn:

1. Southeast Desert One-hour Ozone Redesignation Request – South Coast portion

Explanation: The one-hour ozone standard has been revoked so formal redesignation is no longer necessary. EPA has issued a Clean Data Determination which cuts off liability for § 185 fees.

2. Rule 1302 – NSR Definitions (2002 Amendment)

This rule amendment is not approvable because it sets 100 tpy as the SO_x threshold for “major polluting facility” whereas it should have been 70 tpy given that SO_x is a precursor of PM₁₀ (for which the South Coast Air Basin was “serious” in 2002) and for PM_{2.5} (for which the South Coast Air Basin has now been classified as “serious”).

SCAQMD still plans to bring a proposed amendment correcting this deficiency to the Governing Board in November, 2016.

3. Rule 219 – Equipment Exempt from Written Permit (2004 Amendment)

This amendment (Rule 219(q)) thresholds do not comply with SB 700 which prohibits a district from requiring permits from agricultural services with actual emissions less than the major source threshold, unless it makes certain findings. H & S Code § 42301.16(c). The threshold for

SO_x should be 35 tpy instead of 50, whereas the threshold for CO should be 50 tpy instead of 25 tpy.

SCAQMD Staff intends to bring an amendment to the Governing Board correcting this error in December, 2016.

4. Rule 1612 – Credits for Clean On-Road Vehicles, Rule 1613 – Credits for Truck Stop Electrification, Rule 1620 – Credits for Clean Off-Road Mobile Equipment.

These mobile source credit rules date from 1997 and have been identified by EPA as no longer being surplus. SCAQMD staff agrees. Moreover, mobile source credit/incentive programs are being comprehensively reevaluated as part of the 2016 AQMP and resulting rulemakings.

5. Rule 2501 – Air Quality Investment Program, Rule 2503 – Enforceable Procedures, and Rule 2506 – Area Source Credits.

EPA has identified various approvability issues with these rules. SCAQMD staff intends to work with EPA to develop approvable area source credit rules, as specified by H & S Code §§ 40714.5 and 40440.1.

Other rules:

SCAQMD staff requests that the following rules remain in the backlog temporarily because they will become approvable once EPA approves the amended versions of Rules 1302 and 219:

- Rules 1303, 1306, and 1309 (2002 Amendments)
 - These rules are dependent on amending Rule 1302
- Rules 201.1, 201, 202, 203, and 222 (2004 Amendments)
 - These rules are dependent on amending Rule 219.

Other SIP Submittals:

These submittals are also not being withdrawn:

1. Coachella Valley PM₁₀ Redesignation Request

SCAQMD staff intends to either submit a new redesignation request with updated data to supersede the 2010 request, or to submit updated data to EPA to support a Clean Data Determination.

Deborah Jordan
U. S. Environmental Protection Agency
May 31, 2016
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2. Rule 430 – Breakdown Provisions

SCAQMD staff wishes to have further discussions with EPA before deciding the appropriate action.

3. Rules 3501 and 3502 (Railroad idling Rules) (mentioned in email)

SCAQMD staff wishes to have further discussions with EPA staff and the railroads before determining the appropriate course of action for these rules.

Please contact me if you have any questions at (909) 396-2100.

Sincerely,



Wayne Natri
Acting Executive Officer

WN:BB:pa

cc: Philip M. Fine, Ph.D., Deputy Executive Officer
Barbara Baird, Chief Deputy Counsel
Henry Hogo, Assistant Deputy Executive Officer